

TOWNSHIP OF IRVINGTON



MUNICIPAL COUNCIL MEETING MINUTES OCTOBER 15, 2024 7:30 PM

Join Zoom Meeting: <https://us02web.zoom.us/j/88146888099>
Webinar ID: 881 4688 8099

One tap mobile
US: +13126266799,,88146888099#
+16469313860,,88146888099#

Members of the public who would like to attend the meeting and offer public comment, you must sign up via the registration link: https://us02web.zoom.us/webinar/register/WN_ACMvimQTRfSo_UeZWXXKyIQ

Appointments

Virtual - Zoom Meetings
Administration

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. ROLL CALL

ROLL CALL	PRESENT	ABSENT	LATE ARRIVAL	EARLY DEPARTURE
Brown	X			
Cox	X			
Evans		X		
Dr. Frederic		X (<i>Excused</i>)		
Dr. Hudley	X			
Vick	X			
Beasley, President	X			

Council President Jamillah Z. Beasley reads the following Statement of Proper Notice Pursuant to the Sunshine Law.

In accordance with the Open Public Meetings Act, adequate notice of this virtual meeting has been provided to the Irvington Herald and Star Ledger, posted on the Municipal Bulletin Board, the township's website, and filed in the Office of the Municipal Clerk.

4. HEARING OF CITIZENS ON AGENDA ITEMS ONLY

- Limited to (3) three minutes per person and (30) thirty minutes total (MUST SIGN UP IN ADVANCE OF MEETING)

5. HEARING OF COUNCIL MEMBERS

6. REPORTS & RECOMMENDATIONS OF TOWNSHIP OFFICERS, BOARDS & COMMISSIONS

A. Reports

1. Municipal Court - Weekly Summary Report for the Week of September 16, 2024 to September 20, 2024
2. Municipal Court - Weekly Summary Report for the Week of September 23, 2024 to September 27, 2024
3. Business Administrator Musa Malik, Esq. – Report of September 19, 2024 Cannabis Committee Meeting
4. Business Administrator Musa Malik, Esq. – Report of September 19, 2024 Finance Committee Meeting
5. Joint Meeting – Fourth Quarter Assessment 2024
6. Community Development Dept. Rep. Attiya Pennix – Report of the September 18, 2024 Redevelopment Committee Meeting
7. Business Administrator Musa Malik, Esq. – Report of October 3, 2024 Cannabis Committee Meeting
8. Business Administrator Musa Malik, Esq. – Report of October 3, 2024 Finance Committee Meeting
9. Licensing Clerk Marcius Hopkins – Report of October 2, 2024 Licensing Committee Meeting
10. Municipal Court - Weekly Summary Report for the Week of September 30, 2024 to October 4, 2024

7. REPORTS OF COMMITTEES

- A. Request for Proposals – Traffic Engineer, Engineering Services, Tax Appeal Attorney, Special Conflict Counsel, Litigation/Defense Counsel and Licensed Site Remediation Professional – September 17, 2024
- B. Request for Proposals – Online Tax Sale – October 2, 2024

ALL ITEMS LISTED ON THE CONSENT AGENDA ARE CONSIDERED ROUTINE BY THE MUNICIPAL COUNCIL AND HAVE BEEN LISTED FOR ONE ROLL CALL VOTE FOR ADOPTION OF ALL ITEMS

8. ORDINANCES, BILLS & CLAIMS

A. Ordinances on First Reading

- | | |
|------------|--|
| Cox – Vick | 1. Authorize the Execution of a Financial Agreement with 175 22nd Street Irvington Urban Renewal LLC., and Grant a Tax Exemption With Respect to Certain Property Identified on the Township’s Tax Map as Block 149, Lot 30 and Located at 175-177 22 nd Street |
|------------|--|

MC 2024-_____

ORDINANCE OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH 175 22nd STREET IRVINGTON URBAN RENEWAL LLC, AND GRANTING A TAX EXEMPTION WITH RESPECT TO CERTAIN PROPERTY IDENTIFIED ON THE TOWNSHIP’S TAX MAP AS BLOCK 149, LOT 30 AND LOCATED AT 175-177 22ND STREET, IRVINGTON, NEW JERSEY

WHEREAS, the Municipal Council (the “**Township Council**”) of the Township is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), to determine whether certain parcels of land within the Township constitute an area in need of rehabilitation and/or an area in need of redevelopment and to create redevelopment plans which provide development controls for any area so designated; and

WHEREAS, by resolutions duly adopted in accordance with the Redevelopment Law, the Township Council designated certain properties within the East Ward of the Township as an area in need of redevelopment (the “**Redevelopment Area**”); and

WHEREAS, the Redevelopment Law authorizes municipalities to adopt a redevelopment plan for an area designated as an “area in need of redevelopment” pursuant to which redevelopment projects are to be undertaken; and

WHEREAS, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law and in accordance with the procedures set forth therein, the Township Council duly adopted the *East Ward/East Springfield Avenue Redevelopment Plan* (as amended, the “**Redevelopment Plan**”) for the Redevelopment Area; and

WHEREAS, pursuant to *N.J.S.A. 40A:12A-4*, the Township has determined to act as the “redevelopment entity”, as such term is defined at *N.J.S.A. 40A:12A-3*, responsible for carrying out redevelopment projects within the Redevelopment Area in accordance with the Redevelopment Plan, pursuant to *N.J.S.A. 40A:12A-4(c)*; and

WHEREAS, the Redeveloper is the owner of certain property located within the Redevelopment Area, which property is identified on the official tax map of the Township as Block 149, Lot 30; and identified in the Township tax records as 175-177 22nd Street (the “**Property**”, as further described in *Schedule A* attached hereto and made a part hereof); and

WHEREAS, the Redeveloper has submitted to the Township its plans for the design, development, financing, construction and maintenance of a four (4) story multi-family building, consisting of twenty (20) residential dwelling units and sixteen (16) parking spaces, with parking on the ground floor and residential units on the upper three (3) floors of the Property, as well as other related improvements (the “**Project**”, as more fully described in *Schedule B* attached hereto and made a part hereof); and

WHEREAS, the Entity is a single purpose urban renewal entity created pursuant to the Exemption Law for the development, operation and maintenance of the Project; and

WHEREAS, in order to improve the feasibility of the Project, the Entity submitted an application (the “**Application**”, attached hereto as *Exhibit A*), requesting a long-term tax exemption and a financial agreement

with respect to the Project pursuant to the Exemption Law, which Application is on file with the Municipal Clerk of the Township (the “**Township Clerk**”); and

WHEREAS, as further described herein, the Township has determined that the assistance provided to the Project pursuant to this Agreement will be a significant inducement for the Entity to proceed with the Project and that based on information set forth in the Application, the Project would not be feasible without such assistance; and

WHEREAS, after review of the Application, the Mayor recommended that the Application be approved; and

WHEREAS, after review of the Application, the Township Council now desires to approve the Application and to authorize the execution of the proposed form of financial agreement (the “**Financial Agreement**”) in substantially the form attached hereto as Exhibit A, and by this reference incorporated herein as may be modified in consultation with counsel as set forth herein; and

WHEREAS, the Township hereby determines that the assistance provided to the Project pursuant to the Financial Agreement will be a significant inducement for the Entity to proceed with the Project and that based on information set forth in the Application, the Project would not be feasible without such assistance,

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Irvington, in the County of Essex, New Jersey, as follows:

I. GENERAL

The aforementioned recitals are incorporated herein as though fully set forth at length.

II. APPLICATION FOR EXEMPTION APPROVED

The Application, which is on file with the Township Clerk and which has been recommended for approval to the Township Council by the Mayor, is hereby accepted and approved.

III. EXECUTION OF FINANCIAL AGREEMENT AUTHORIZED

(a) The Mayor is hereby authorized to execute the Financial Agreement, substantially in the form attached hereto as Exhibit A, subject to modification or revision deemed necessary or appropriate by the Township in consultation with counsel, and to take all other necessary or appropriate action to effectuate such Financial Agreement.

(b) The Township Clerk is hereby authorized and directed, upon the execution of the Financial Agreement in accordance with the terms of Section III(a) hereof, to attest to the signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

(c) In accordance with P.L. 2015, c. 247, within ten (10) calendar days following the later of the effective date of this Ordinance or the execution of the Financial Agreement by the Entity, the Township Clerk shall transmit a certified copy of this Ordinance and the Financial Agreement to the chief financial officer of Essex

County and to the Essex County Counsel for informational purposes, as well as to the Tax Assessor of the Township.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

V. AVAILABILITY OF THE ORDINANCE

A copy of this Ordinance shall be available for public inspection at the offices of the Township.

VI. EFFECTIVE DATE

This Ordinance shall take effect according to law.

EXHIBIT A

Form of Financial Agreement

Adopted

Absent: Evans, Dr. Frederic

Vick – Brown ~~2. An Ordinance Repealing Article I Section 443 Peddling and Hawking and Replacing Same Prohibiting Peddling and Hawking Within the Township and Subjecting Violators to Confiscation and Forfeit of All Items, Materials and Goods Related Thereto and in Violation of this Ordinance [TO BE FORTHCOMING]~~
[REMOVED BY COUNCIL – NO ORDINANCE SUBMITTED BY ADMINISTRATION – UNDER REVIEW]

B. Ordinances on Second Reading

None

C. Bills & Claims

Cox – Hudley 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD **OCTOBER 15, 2024** AS ENUMERATED ON THIS LIST FOR MATERIALS, SUPPLIES AND SERVICES FURNISHED, DELIVERED AND/OR PERFORMED HAVE BEEN CERTIFIED BY THE DEPARTMENTS AS CORRECT, EACH CLAIM AND PURCHASE ORDER HAVE BEEN VERIFIED AND REVIEWED FOR THE AVAILABILITY OF FUNDS, ACCURACY OF ACCOUNT CODING AND COMPLETENESS BY THE ADMINISTRATION, THEREFORE:

BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON THAT THE FOLLOWING BE PAID BY THE CHIEF FINANCIAL OFFICER:

BILL LIST	\$2,834,469.86
TOTAL	\$2,834,469.86

Adopted
Absent: Evans, Dr. Frederic

Cox – Brown 2. Payrolls

Payroll Date: September 20, 2024

TOTAL	\$2,683,752.59
-------	----------------

Payroll Date: October 4, 2024

TOTAL	\$2,345,953.75
-------	----------------

Adopted
Absent: Evans, Dr. Frederic

9. RESOLUTIONS AND MOTIONS

A. Resolutions

Hudley – Brown 1. Authorize Acceptance of CY 2024 American Rescue Plan Firefighter Grant in the Amount of \$70,000.00

RESOLUTION AUTHORIZING ACCEPTANCE OF CY 2024 AMERICAN RESCUE PLAN FIREFIGHTER GRANT

WHEREAS, the Township of Irvington has been awarded a CY2024 American Rescue Plan Firefighter Grant (ARP-FFG) from the New Jersey Department of Community Affairs for the purchase of NFPA 1851 compliant washers and dry cabinets for the Irvington Fire Department; and

WHEREAS, the total amount of the Grant Award is \$70,000.00; and

WHEREAS, the Township of Irvington accepts the award of the CY2024 American Rescue Plan Firefighter Grant in the amount of \$70,000;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Irvington New Jersey as follows:

1. The Township of Irvington hereby accepts the CY2024 American Rescue Plan Firefighter Grant detailed above.

2. The Chief Financial Officer is authorized to establish a grant line in the amount of \$70,000.00.

Adopted
Absent: Evans, Dr. Frederic

Cox – Vick 2. Provide for the Combination of Certain Issues of General Improvement Bonds, Series 2024, of the Township of Irvington, in the County of Essex, New Jersey, Into A Single Issue of Bonds Aggregating \$22,819,000.00 in Principal Amount

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN
ISSUES OF GENERAL IMPROVEMENT BONDS, SERIES 2024, OF THE
TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY,
INTO A SINGLE ISSUE OF BONDS AGGREGATING \$22,819,000 IN
PRINCIPAL AMOUNT.

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN
THE COUNTY OF ESSEX, NEW JERSEY, AS FOLLOWS:

Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Bonds (as defined herein) of the Township of Irvington, in the County of Essex, New Jersey (the "Township"), authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof shall be combined into a single and combined issue of general improvement bonds in the aggregate principal amount of \$22,819,000 (the "Bonds").

The principal amount of Bonds authorized by each bond ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

Principal Amount of Bonds	Bond Ordinance Number	Description of Improvement and Date of Adoption of Bond Ordinance	Useful Life
\$6,751,000	MC 3674	Various capital improvements, finally adopted December 18, 2018.	13.93 years

MINUTES – REGULAR COUNCIL MEETING – OCTOBER 15, 2024 - PAGE 8

\$16,068,000	MC 3877	Various capital improvements, finally adopted September 9, 2024.	15.97 years
--------------	---------	--	-------------

The following matters are hereby determined with respect to the combined issue of Bonds:

The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average period of usefulness therein determined, is not less than 15.36 years.

The Bonds of the combined issue shall be designated "General Improvement Bonds, Series 2024" and shall mature within the average period of usefulness herein determined.

The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and issuance of bonds authorized by a single bond ordinance and, accordingly, may be sold with other issues of bonds.

The following additional matters are hereby determined, declared, recited and stated:

None of the Bonds described in Section 2 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 2 hereof have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of Bonds set opposite the descriptions of the bond ordinances in Section 2 hereof.

The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

This resolution shall take effect immediately.

Adopted
Absent: Evans, Dr. Frederic

Vick – Cox 3. Determine the Form and Other Details of \$22,819,000.00 General Improvement Bonds, Series 2024, Of the Township of Irvington, in the County of Essex, New Jersey, and Providing For Their Sale

**RESOLUTION DETERMINING THE FORM AND OTHER DETAILS
OF \$22,819,000 GENERAL IMPROVEMENT BONDS, SERIES 2024, OF
THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW
JERSEY, AND PROVIDING FOR THEIR SALE.**

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY, AS FOLLOWS:

Section 1. (a) The \$22,819,000 General Improvement Bonds, Series 2024, of the Township of Irvington, in the County of Essex, New Jersey (the "Township"), referred to and described in a resolution of the Township duly adopted on October 15, 2024 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Series 2024, of the Township of Irvington, in the County of Essex, New Jersey, Into a Single Issue of Bonds Aggregating \$22,819,000 in Principal Amount" and the bond ordinances referred to therein, each in all respects duly approved and published as required by law, shall be issued as "General Improvement Bonds, Series 2024" (the "Bonds").

The Bonds shall mature in the principal amounts on August 15 as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2025	\$ 200,000	2033	\$3,007,000
2026	510,000	2034	1,126,000
2027	---	2035	1,246,000
2028	164,000	2036	1,291,000
2029	2,607,000	2037	1,340,000
2030	2,711,000	2038	1,392,000
2031	2,833,000	2039	1,448,000
2032	2,944,000		

Section 2. Pursuant to N.J.S.A. 40A2-26(g), the Township hereby designates the Director of Revenue and Finance to adjust the actual principal amounts of the Bonds. Any such adjustment shall not exceed 10% of the principal amount of any maturity of the Bonds with the aggregate adjustment to maturity not to exceed 10% of the principal for the overall issue.

Section 3. The Township's Director of Revenue and Finance is hereby authorized to use original issue premium on the Bonds to provide for one or more of the following: (i) to reduce the principal amount of the Bonds, provided that the total amount of Bond proceeds, inclusive of any original issue premium, is not

less than \$22,819,000; (ii) to pay interest on the Bonds until completion of the construction and acquisition of the projects being funded by the Bonds, plus 6 months; (iii) to pay the interest due on any bond anticipation notes being refunded with the proceeds of the Bonds; (iv) to provide for the costs associated with the authorization, sale and issuance of the Bonds; or (v) to provide for the costs of capital projects to be undertaken by the Township, provided such capital projects and the expenditure of such funds are for a tax-exempt purpose.

Section 4. The Bonds shall be subject to redemption prior to their stated maturities in accordance with the Notice of Sale attached hereto as Exhibit A (the "Notice of Sale").

Section 5. The Bonds shall be fourteen in number, with one certificate being issued for each year of maturity, and shall be numbered GIB-1 to GIB-14, inclusive.

Section 6. (a) The Bonds shall be dated their date of issuance and shall bear interest payable semiannually on the fifteenth day of February and August in each year until maturity or earlier redemption, commencing on February 15, 2025, at a rate or rates per annum, expressed in a multiple of 1/8 or 1/20 of 1%, proposed by the successful bidder in accordance with the Notice of Sale.

(b) The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Director of Revenue and Finance under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Municipal Clerk.

Section 7. (a) The Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee for The Depository Trust Company, Brooklyn, New York, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with the Securities Depository. The Securities Depository will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be

responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 or any integral multiple of \$1,000 in excess thereof through book-entries made on the books and records of the Securities Depository and its participants.

(b) The principal of and interest on the Bonds will be paid to the Securities Depository by the Township on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of the Securities Depository as listed on the records of the Securities Depository as of each next preceding February 1 and August 1 (the "Record Dates" for the Bonds).

Section 8. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, including in accordance with the requirements of the Securities Depository:

[Form of Bond begins on next page]

REGISTERED
NUMBER GIB-__

REGISTERED
\$_____

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF ESSEX

TOWNSHIP OF IRVINGTON

GENERAL IMPROVEMENT BOND, SERIES 2024

REGISTERED OWNER:	CEDE & CO.
PRINCIPAL AMOUNT:	\$_____
DATED DATE:	_____, 2024
MATURITY DATE:	August 15, 20__
RATE OF INTEREST PER ANNUM:	____%
INTEREST PAYMENT DATES:	February 15 and August 15
INITIAL INTEREST PAYMENT DATE:	February 15, 2025

RECORD DATES: February 1 and August 1

CUSIP NUMBER: 464080 ____

TOWNSHIP OF IRVINGTON, a public body corporate and politic of the State of New Jersey (the "Township"), hereby acknowledges itself indebted and for value received promises to pay to the REGISTERED OWNER, or registered assigns, on the MATURITY DATE, upon presentation and surrender of this bond, the PRINCIPAL AMOUNT, and to pay interest on such sum from the DATED DATE until it matures at the RATE OF INTEREST PER ANNUM specified above semiannually on the INTEREST PAYMENT DATES in each year until maturity, commencing on the INITIAL INTEREST PAYMENT DATE. Principal of and interest due on this bond will be paid to the REGISTERED OWNER by the Township or its designated paying agent and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the RECORD DATES next preceding the respective INTEREST PAYMENT DATES. The principal of and interest on this bond are payable in lawful money of the United States of America.

This bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual purchasers.

The bonds of this issue maturing prior to August 15, 2035 are not subject to redemption prior to their stated maturities. The bonds of this issue maturing on or after August 15, 2035 are redeemable at the option of the Township, in whole or in part, on any date on or after August 15, 2034 at 100% of the principal amount outstanding (the "Redemption Price"), plus interest accrued to the date of redemption upon notice as required herein.

Notice of redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds not less than 30 days nor more than 60 days prior to the date fixed for redemption. Such mailing shall be to the owners of such bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed bond registrar. Any failure of the securities depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Township determines to redeem a portion of the bonds prior to maturity, the bonds to be redeemed shall be selected by the Township; the bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

If notice of redemption has been given as provided herein, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the redeemed bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date. Payment shall be made upon surrender of the bonds redeemed.

So long as Cede & Co., as nominee for DTC, is the registered owner of the Bonds, the Township shall send redemption notices only to Cede & Co.

This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey, a resolution of the Township duly adopted on October 15, 2024 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Series 2024, of the Township of Irvington, in the County of Essex, New Jersey, Into a Single Issue of Bonds Aggregating \$22,819,000 in Principal Amount" and the bond ordinances referred to therein, each in all respects duly approved and published as required by law. The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed, and that the issue of bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the TOWNSHIP OF IRVINGTON has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Director of Revenue and Finance, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Municipal Clerk, and this bond to be dated the DATED DATE as specified above.

TOWNSHIP OF IRVINGTON

[SEAL]

By: [executed upon issuance]
Mayor

ATTEST:

By: [executed upon issuance]
Municipal Clerk

By: [executed upon issuance]
Director of Revenue and Finance

[End of Form of Bond]

Section 9. (a) The Bonds shall be sold on October 29, 2024, or such other date as may be determined by the Director of Revenue and Finance, via the "PARITY Electronic Bid System" ("PARITY") upon the terms and conditions set forth and described in the Notice of Sale for the Bonds. The Notice of Sale shall be posted on PARITY.

(b) Pursuant to N.J.S.A. 40A:2-34, the Township hereby designates the Director of Revenue and Finance to sell and award the Bonds in accordance with the Notice of Sale with such changes as to date or the terms as deemed advisable or necessary by Acacia Financial Group, Inc., the Township's Municipal Advisor,

and McManimon, Scotland & Baumann, LLC, the Township's Bond Counsel, to access effectively the market for the sale of the Bonds, and such Director of Revenue and Finance shall report in writing the results of the sale to this Municipal Council as required by law. The Director of Revenue and Finance is hereby authorized and directed, consistent with the terms of the Notice of Sale, to retain the good faith deposit of the successful bidder and to return immediately such good faith deposits, whether by wire or check, to the unsuccessful bidders.

Section 10. The Municipal Clerk is hereby directed to arrange for the publication of the Notice of Sale in *The Irvington Herald* or such other authorized newspaper of the Township, and McManimon, Scotland & Baumann, LLC is hereby directed to arrange for the publication of the Summary Notice of Sale attached hereto as Exhibit B (the "Summary Notice of Sale") in *The Bond Buyer*, a financial newspaper published and circulating in the City of New York, New York, such publications to be not less than seven days prior to the date of sale.

Section 11. The Notice of Sale and the Summary Notice of Sale shall be substantially in the forms attached hereto as Exhibit A and Exhibit B, respectively, with such additions, deletions and omissions as may be necessary, beneficial or desirable in the opinion and judgment of the Director of Revenue and Finance to market and sell the Bonds, including in accordance with the Securities Depository and PARITY.

Section 12. The Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the law firm of McManimon, Scotland & Baumann, LLC, complete except for omission of its date. Alternatively, the Bonds may be accompanied by the signed legal opinion or a copy thereof.

Section 13. McManimon, Scotland & Baumann, LLC is hereby authorized to arrange for the printing of the Bonds and the Official Statement to be prepared by McManimon, Scotland & Baumann, LLC, Acacia Financial Group, Inc. and Township officials. The Mayor and the Director of Revenue and Finance are hereby authorized to execute any certificates necessary in connection with the distribution of the Official

Statement. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the Township by the Director of Revenue and Finance or by the Mayor. Final Official Statements shall be delivered to the purchaser of the Bonds within the earlier of seven business days following the sale of the Bonds or to accompany the purchaser's confirmations that request payment for the Bonds.

Section 14. The Township hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended, in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 15. (a) The Director of Revenue and Finance is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with the Securities Depository as may be necessary in order to provide that the Bonds will be eligible for deposit with the Securities Depository and to satisfy any obligation undertaken in connection therewith.

(b) In the event that the Securities Depository may determine to discontinue providing its service with respect to the Bonds or is removed by the Township and if no successor securities depository is appointed, the Bonds that were previously issued in book-entry form shall be converted to registered Bonds in denominations of \$5,000 or any integral multiple of \$1,000 in excess thereof. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the registered Bonds. The Township shall be obligated to provide for the execution and delivery of the registered Bonds in certificated form.

Section 16. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Bonds are not exempt from the Rule and provided that the Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Bonds remain outstanding (unless the Bonds have

been wholly defeased), the Township shall provide for the benefit of the holders of the Bonds and the beneficial owners thereof:

(a) On or prior to September 30 of each year, beginning September 30, 2025, electronically to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access ("EMMA") system or such other repository designated by the Securities and Exchange Commission to be an authorized repository for filing secondary market disclosure information, if any, annual financial information with respect to the Township consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the Township and certain financial information and operating data, consisting of (i) Township and overlapping indebtedness, including a schedule of outstanding debt issued by the Township, (ii) property valuation information and (iii) tax rate, levy and collection data. The audited financial information will be prepared in accordance with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law.

(b) If any of the following events occur regarding the Bonds, a timely notice not in excess of ten business days after the occurrence of such event sent to EMMA:

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds;
- (7) Modifications to the rights of holders of the Bonds, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution or sale of property securing repayment of the Bonds, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the Township;
- (13) The consummation of a merger, consolidation or acquisition involving the Township or the sale of all or substantially all of the assets of the Township, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or

- the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material;
 - (15) Incurrence of a Financial Obligation of the Township, if material, or agreement to covenants, events of default, remedies, priority rights or other similar terms of a Financial Obligation of the Township, any of which affect holders of the Bonds, if material; and
 - (16) Default, event of acceleration, termination event, modification of terms or other similar events under a Financial Obligation of the Township, if any such event reflects financial difficulties.

The term "Financial Obligation" as used in subparagraphs (b)(15) and (b)(16) above means a (i) debt obligation, (ii) derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation or (iii) guarantee of (i) or (ii); *provided, however*, that the term "Financial Obligation" shall not include municipal securities as to which a final official statement has been provided to the Municipal Securities Rulemaking Board consistent with the Rule.

(c) In a timely manner to the MSRB, notice of failure of the Township to provide required annual financial information on or before the date specified in this Resolution.

If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this Resolution, insofar as the provisions of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

The Director of Revenue and Finance shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Township prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this Resolution; *provided*, such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

In the event that the Township fails to comply with the Rule requirements or the written contracts or undertakings specified in this resolution, the Township shall not be liable for monetary damages. The sole

remedy is hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 17. This resolution shall take effect immediately.

Adopted
Absent: Evans, Dr. Frederic

Cox – Brown 4. Refund Subsequent Overpayment on Block 8 Lot 42, 132 Florence Avenue - LB Tax Lien Investors LLC in the Amount of \$25.00

**Resolution to Refund Subsequent Overpayment
on Block 8 Lot 42, 132 Florence Ave.**

WHEREAS, LB Tax Lien Investors LLC remitted a subsequent payment in the amount of \$3,340.28 for the 2023 Q4 taxes on Block 8 Lot 42, 132 Florence Ave.; and

WHEREAS, said payment in the amount of \$3,315.28 was applied to 2023 Q4 and balance in the amount of \$25.00 was applied to 2024 Q1; and

WHEREAS, the Certificate of Sale #22-00023 was redeemed December 19, 2023, inadvertently less the subsequent payment in the amount of \$25.00 on 2024 Q1; and

WHEREAS, LB Tax Lien Investors LLC has requested to be refunded the subsequent overpayment in the amount of \$25.00 for 132 Florence Ave., Block 8 Lot 42; and

WHEREAS, the Tax Collector desires to refund the subsequent overpayment in the amount of \$25.00 to LB Tax Lien Investors LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to refund the overpaid subsequent payment to LB Tax Lien Investors LLC in the amount of \$25.00.

Adopted
Absent: Evans, Dr. Frederic

Cox – Vick 5. Refund Tax Overpayment on Block 359 Lot 10 and Block 359 Lot 11, 1117 Stuyvesant Avenue and 1107 Stuyvesant Avenue - Kanha at 1107 Re LLC in the Amount of \$17,992.92

**Resolution to Refund Tax Overpayment
on Block 359 Lot 10 and Block 359 Lot 11**

WHEREAS, Kanha At 1107 Re LLC, is the owner of 1117 Stuyvesant Ave on Block 359 Lot 10 and 1107 Stuyvesant Ave on Block 359 Lot 11; and

WHEREAS, Kanha At 1107 Re LLC remitted tax payments in the amount of \$5,837.27 for the 2023 Q4 and 2024 Q1 taxes on Block 359 Lot 10 and payments in the amount of \$12,155.65 for the 2023 Q4 and 2024 Q1 taxes on Block 359 Lot 11; and

WHEREAS, Corelogic remitted tax payments in the same said amounts for the same said taxes on the same said Block 359 Lot 10 and Block 359 Lot 11; and

WHEREAS, Kanha At 1107 Re LLC, has requested to be refunded the tax overpayments in the amount of \$5,837.27 and \$12,155.65 for 1117 Stuyvesant Ave on Block 359 Lot 10 and 1107 Stuyvesant Ave on Block 359 Lot 11 respectively; and

WHEREAS, the Tax Collector desires to refund the tax overpayments in the amounts of \$5,837.27 and \$12,155.65 to Kanha At 1107 Re LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to refund the overpaid taxes to Kanha At 1107 Re LLC, in the amount of \$17,992.92.

Adopted
Absent: Evans, Dr. Frederic

Vick – Brown 6. Refund Tax Overpayment on Block 151 Lot 9, 262 22nd Street - Jacqueline Greene in the Amount of \$4,039.24

**Resolution to Refund Tax Overpayment
on Block 151 Lot 9, 262 22nd St.**

WHEREAS, Jacqueline Greene, remitted a payment in the amount of \$4,039.24 for the 2024 Q3 taxes on Block 151 Lot 9; and

WHEREAS, Corelogic remitted a payment in the amount of \$4,039.24 for the 2024 Q3 taxes on Block 151 Lot 9; and

WHEREAS, said payments were applied to Block 151 Lot 9 2024 Q3 taxes on July 15, 2024 and July 30, 2024; and

WHEREAS, Jacqueline Greene, has requested to be refunded the tax overpayment in the amount of \$4,039.24 for 262 22nd St., Block 151 Lot 9; and

WHEREAS, the Tax Collector desires to refund the tax overpayment in the amount of \$4,039.24 to Jacqueline Greene.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to refund the overpaid taxes to Jacqueline Greene, in the amount of \$4,039.24.

Adopted
Absent: Evans, Dr. Frederic

Brown – Vick 7. Refund Tax Overpayment on Block 43.01 Lot 8, 8 Gifford Place - Geraldine Holmon in the Amount of \$4,115.05

**Resolution to Refund Tax Overpayment
on Block 43.01 Lot 8, 8 Gifford Pl**

WHEREAS, Geraldine Holmon, is the owner 8 Gifford Pl on Block 43.01 Lot 8; and

WHEREAS, 8 Gifford Pl was previously known as Block 43 Lot 8 in the tax assessors records; and

WHEREAS, due to a billing error the 2023 Q4 taxes were overbilled in the amount of \$8,253.21 which caused a tax overpayment in the amount of \$6,178.36; and

WHEREAS, Corelogic, on behalf of the taxpayer, remitted a tax payment in the amount of \$8,253.21 for the 2023 Q4 taxes on Block 43.01 Lot 8; and

WHEREAS, Corelogic has requested that the taxpayer Geraldine Holmon be refunded the tax overpayment in the amount of \$4,115.05, in which \$2,063.31 was applied forward to the 2024 Q1 taxes; and

WHEREAS, the Tax Collector desires to refund the tax overpayment in the amount of \$4,115.05 to Geraldine Holmon.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to refund the overpaid taxes to Geraldine Holmon, in the amount of \$4,115.05.

Adopted
Absent: Evans, Dr. Frederic

Beasley – Vick 8. Transfer of Property Tax Payment from Block 81 Lot 7, 41 Orange Avenue to Block 40 Lot 10, 41 Orange Place - Wells Fargo in the Amount of \$1,795.00

Resolution Authorizing Transfer of Property Tax Payment from Block 81 Lot 7, 41 Orange Ave. to Block 40 Lot 10, 41 Orange Pl.

WHEREAS, Capital Title, remitted a payment in the amount of \$1,731.38 for the 2020 Q4 taxes on Block 40 Lot 10, 41 Orange Pl; and

WHEREAS, said payment was misapplied to Block 81 Lot 7 2020 Q4 taxes on October 21, 2020; and

WHEREAS, as a result Certificate of Sale #20-00180 was issued to TLOAOF NJ LLC for delinquent taxes on Block 40 Lot 10 at a Tax Sale held on December 29, 2020; and

WHEREAS, Wells Fargo redeemed lien Cert #20-00180 in the amount of \$3,873.37; wherein this amount includes the 2020 Q3 taxes originally paid by Capital Title on October 21, 2020; and

WHEREAS, Wells Fargo has requested to refund erroneous payment in the amount of \$1,731.38 plus interest on Block 40 Lot 10, commonly known as 41 Orange Pl.; and

WHEREAS, the Tax Collector desires to refund the erroneous payment in the amount of \$1,731.38 plus interest in the amount of \$63.62 to Wells Fargo.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to refund the overpaid taxes to Wells Fargo in the amount of \$1,795.00.

Adopted
Absent: Evans, Dr. Frederic

Vick – Brown 9. Refund Tax Overpayment on Block 11 Lot 8, Block 55.01 Lot 3 and Block 117 Lot 11, 1101 Sanford Avenue, 195-197 Vermont Avenue, 34 Arverne Terrace – Sholem Wagschal \$4,336.37

**Resolution Authorizing Tax Overpayment Refund on Block 11 Lot 8,
Block 55.01 Lot 3 and Block 117 Lot 11**

WHEREAS, Fortune Title Agency Inc, remitted a payment in the amount of \$26,280.92 for various properties to pay 2022 Q1 taxes; and

WHEREAS, said payment was misapplied to three (3) properties, Block 11 Lot 8, Block 55.01 Lot 3, and Block 117 Lot 11; and

WHEREAS, said properties were subject to the annual accelerated tax sale held on 12/15/2022; and

WHEREAS, Fortune Title Agency Inc has requested to refund misapplied payments to the owner of Irvington NJ USA LLC, Sholem Wagschal, in the amount of \$4,336.37; and

WHEREAS, the Tax Collector desires to refund the misapplied payments in the amount of \$4,336.37 to Sholem Wagschal of Irvington NJ USA LLC.

<u>BLOCK</u>	<u>LOT</u>	<u>PROPERTY ADDRESS</u>	<u>OWNER</u>	<u>AMOUNT</u>
11	8	1011 SANFORD AVE.	IRVINGTON NJ USA LLC	\$2,443.92
55.01	3	195-197 VERMONT AVE.	IRVINGTON NJ USA LLC	\$817.72
117	11	34 ARVERNE TERR.	IRVINGTON NJ USA LLC	\$1,074.73

			TOTAL	\$4,336.37

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to refund the overpaid taxes to **Sholem Wagschal** of Irvington NJ USA LLC in the amount of **\$4,336.37**.

Adopted
Absent: Evans, Dr. Frederic

Vick – Beasley 10. Authorize Cancellation and Refund of Tax Sale Due to Invalid Tax Sale Certificate on Block 303.01 Lot 1 C0005, 539 Union Avenue C0005 - Total Amount of \$6,070.82 and a Premium Payment in the Amount of \$1,700.00 to FIG CUST FIGNJ19LLC & SEC PTY

**Resolution Authorizing Cancellation and Refund of Tax Sale Cert # 20-01230
due to Invalid Tax Sale Certificate on Block 303.01 Lot 1 C0005**

WHEREAS, Certificate of Sale #20-01230 was issued to FIG CUST FIGNJ19LLC & SEC PTY for delinquent charges on Block 303.01 Lot 1 C0005 commonly known as 539 Union Avenue C0005., at a Tax Sale held on December 29, 2020; and

WHEREAS, Certificate of Sale #20-01230 was erroneously sold on, Block 303.01 Lot 1 C0005 commonly known as 539 Union Avenue C0005, due to ownership by the Township of Irvington 7/16/2020; and

WHEREAS, due to the invalid tax lien certificate sold, the Tax Collector requests to cancel Certificate of Sale #20-01230 that was issued to FIG CUST FIGNJ19LLC & SEC PTY on said parcel; and

WHEREAS, the Tax Collector requests to refund tax sale certificate # 20-01230 in the amount of \$5,810.83, plus recording/search fees in the amount of \$203.35, post-judgment interest in the amount of \$56.64, and a premium payment in the amount \$1,700.00 to FIG CUST FIGNJ19LLC & SEC PTY, upon receipt of duly endorsed tax sale certificate for cancellation, and change lien account status to canceled.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized to cancel and refund tax sale certificate # 20-01230 in the total amount of **\$6,070.82 and a premium payment in the amount of \$1,700.00** to FIG CUST FIGNJ19LLC & SEC PTY and change lien account status to canceled.

Adopted
Absent: Evans, Dr. Frederic

~~11. Authorize Assignment of Tax Sale Certificate(s) to Gardenview Management LLC
– 31 Grace Street, 39 Grace Street, 150 Maple Avenue, 168 Maple Avenue, 197 Maple
Avenue [REMOVED BY FINANCE COMMITTEE]~~

**RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO GARDENVIEW
MANAGEMENT LLC**

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
98-00629	6/17/1998	31 Grace St	213/ 30	\$17,000	\$250,380.07
12-00123	6/19/2012	39 Grace St	213/ 34	\$17,900	\$66,553.66
00956	12/3/1990	150 Maple Ave	215/ 1	16,300	\$310,655.98
091353	6/29/2009	168 Maple Ave	216/ 5	19,300	\$147,868.48
081687	6/27/2008	197 Maple Ave	219/ 38	17,500	\$97,060.18

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **_Gardenview Management LLC_** (hereafter Purchaser), whose address is **_732 Westwood Ave, Staten Island, NY 10314_**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to **\$_88,000_**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

MINUTES – REGULAR COUNCIL MEETING – OCTOBER 15, 2024 - PAGE 24

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~12. Authorize Assignment of Tax Sale Certificate(s) to Global Houz LLC – 220 21st Street, 218 21st Street, 263 22nd Street, 501 20th Street~~ **[REMOVED BY FINANCE COMMITTEE]**

RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO GLOBAL HOUZ LLC

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
100976	7/12/2010	220 21 st St	152/ 2	\$14,000	\$58,878.03
100977	7/12/2010	218 21 st St	152/ 3	\$15,000	\$51,359.93
111163	6/28/2011	263 22 nd St	150/ 14	\$15,400	\$128,495.35
111229	6/28/2011	501 20 th St	158/ 26	\$16,700	\$138.952.03

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by Global Houz LLC (hereafter Purchaser), whose address is 124 South Orange Ave, South Orange, NJ 07079, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to \$61,100, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~13. Authorize Assignment of Tax Sale Certificate(s) to HSJ Developers LLC—
641Grove Street, 295 21st Street, 939 Grove Street~~ **[REMOVED BY FINANCE
COMMITTEE]**

RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO HSJ DEVELOPERS LLC

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
110924	6/28/2011	641Grove St	125/ 29	\$12,000	\$147,629.18
111103	6/28/2011	295 21 st St	142/ 17	\$15,000	\$75,303.77
01866	4/21/1995	939 Grove St	210/ 47	\$14,400	\$319,107.16

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **_HSJ Developers LLC_** (hereafter Purchaser), whose address is **_262 Keap St, Brooklyn, NY 11211_**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to **\$_41,400_**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~14. Authorize Assignment of Tax Sale Certificate(s) to Interexter Corp. — 313 Ellis Avenue, 119 Brookside Avenue, 979-981Grove Street~~ **[REMOVED BY FINANCE COMMITTEE]**

RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO INTEREXTER CORP.

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Total	Redemption Total
111072	6/28/2011	313 Ellis Ave	140/ 15	\$14,300	\$122,472.90
12-01716	12/27/2012	119 Brookside Ave	99/ 22	\$17,500	\$75,839.72
101268	7/12/2010	979-981Grove St	210/61	\$17,400	\$100,978.34

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **Interexter Corp** (hereafter Purchaser), whose address is **420 Amherst St, East Orange, NJ 07018**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to \$**49,200**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~15. Authorize Assignment of Tax Sale Certificate(s) to Irvington Redevelopment 2022 LLC – 180 Ellis Avenue, 518 Grove Street, 430 21st Street, 428 21st Street, 426 21st Street~~ **[REMOVED BY FINANCE COMMITTEE]**

RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO IRVINGTON REDEVELOPMENT 2022 LLC

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
090865	6/29/2009	180 Ellis Ave	136/ 5	\$17,500	\$70,570.50
01-00255	4/12/2001	518 Grove St	156/ 10	\$18,600	\$333,703.44
101061	7/12/2010	430 21 st St	163/ 14	\$20,000	\$124,410.89
101062	7/12/2010	428 21 st St	163/ 15	\$20,000	\$83,424.45
101063	7/12/2010	426 21 st St	163/ 16	\$19,900	\$83,302.01

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **_Irvington Redevelopment 2022 LLC_** (hereafter Purchaser), whose address is **_4921 Bay Pkwy, Brooklyn, NY 11230_**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to **\$_96,000_**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~16. Authorize Assignment of Tax Sale Certificate(s) to King of Groceries – 199 22nd Street, 244 22nd Street~~ **[REMOVED BY FINANCE COMMITTEE]**

RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO KING OF GROCERIES

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
111149	6/28/2011	199 22 nd St	149/23	\$19,400	\$57,984.76
111167	6/28/2011	244 22 nd St	151/3	\$16,100	\$52,706.13

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **_King of Groceries_** (hereafter Purchaser), whose address is **_497 Central Ave, Newark, NJ 07107_**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to **\$_35,500_**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~17. Authorize Assignment of Tax Sale Certificate(s) to MAZEL TOV MAZEL TOV LLC – 195 Columbia Ave, 393 Myrtle Ave, 225 21st St, 136 21st St, 468 21st St~~
[REMOVED BY FINANCE COMMITTEE]

**RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO MAZEL TOV
MAZEL TOV LLC**

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
090366	6/29/2009	195 Columbia Ave	58/ 10	\$15,600	\$107,281.04
090394	6/29/2009	393 Myrtle Ave	61/ 3	\$14,200	\$78,612.10
111190	6/28/2011	225 21 st St	154/ 19	\$15,200	\$215,072.24

091043	6/29/2009	136 21 st St	159/ 11	\$17,500	\$152,968.06
12-02088	12/27/2012	468 21 st St	167/ 17	\$22,000	\$201,440.58

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **_Mazel Tov Mazel Tov LLC_** (hereafter Purchaser), whose address is **_778 Rogers Ave, Brooklyn, NY 11226_**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to **\$_84,500_**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~18. Authorize Assignment of Tax Sale Certificate(s) to Pelal & Seraba LLC – 492 21st Street~~ **[REMOVED BY FINANCE COMMITTEE]**

RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO PELAL & SERABA LLC

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
--------------	----------------	------------------	-----------	----------------	------------------

101097	7/12/2010	492 21 st St	167/ 9	\$17,900	\$172,913.34

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **_Pelal & Seraba LLC_** (hereafter Purchaser), whose address is **_51 Nairn Pl, Newark, NJ 07108_**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to **\$_17,900_**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

~~19. Authorize Assignment of Tax Sale Certificate(s) to Sparrow Partners LLC – 455
21st Street, 515 21st Street, 517 21st Street~~ **[REMOVED BY FINANCE
COMMITTEE]**

RESOLUTION AUTHORIZING ASSIGNMENT OF TAX SALE CERTIFICATE(S) TO SPARROW PARTNERS LLC

WHEREAS, pursuant to N.J.S.A. 54:5-113, the State of New Jersey authorizes assignment by a municipality of municipally-held tax sale certificates by private sale for amounts not less than the assessed value of the underlying real estate as of the date of the last tax sale, when the full amount of the liens exceeds such assessed value; and

WHEREAS, the Township of Irvington (the “**Township**”) is the holder of the following Tax Sale Certificate Nos.:

Tax Cert No.	Tax Cert. Date	Property Address	Block/Lot	Assessed Value	Redemption Total
13-00849	12/27/2013	455 21 st St	162/ 39	\$16,700	\$49,839.27
12-02073	12/27/2012	515 21 st St	165 /16	\$19,400	\$197,991.53
16-00693	12/20/2016	517 21 st St	165/ 17	\$17,700	\$67,287.33

WHEREAS, the Township’s Tax Assessor has determined that the total amount listed herein exceeds the assessed value of the property; and

WHEREAS, the Township is in receipt of an offer by **_Sparrow Partners, LLC_** (hereafter Purchaser), whose address is **_154 Bellevue St, Elizabeth, NJ 07202_**, to purchase by assignment the above Tax Sale Certificate(s) for a purchase amount equal to **\$_53,800_**, which is not less than the assessed value of the property; and

WHEREAS, the Township Council has determined after due deliberation that the Township’s best interests would be served by proceeding to sell the aforementioned Tax Sale Certificate(s) by assignment at a private sale, for the aforementioned offered payment amount, pursuant to the aforementioned N.J.S.A. 54:5-113; and

WHEREAS, notice of such private sale has been given in accordance with N.J.S.A. 54:5-114,

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Municipal Council of the Township of Irvington as follows:

1. The Township is hereby authorized to sell the above Tax Sale Certificate No(s). together with subsequent liens and any accrued penalties, interest and other charges, for the aforementioned payment amount, to Purchaser in accordance with the provisions of N.J.S.A. 54:5-113; and
2. Purchaser shall be responsible for executing the attached draft RDA, Power of Attorney and pay
3. The requisite Township official is hereby authorized to execute the assignment to effectuate such sale.

Vick – Brown 20. Award A Contract for Online Tax Sale Hosting Service – Realauction.com LLC

AWARDING A CONTRACT FOR ONLINE TAX SALE HOSTING SERVICE

WHEREAS, sealed RFP were received on October 02, 2024 for Online Tax Sale Hosting in response to published advertisement for bids in the New Jersey Star Ledger on September 06, 2024; and

WHEREAS, one RFP was received and opened from Realauction.com LLC by the Municipal Clerk and Purchasing Agent; and

WHEREAS, said bid was referred to the Tax Collector for recommendation to the Municipal Council; and

WHEREAS, the Tax Collector has recommended that the award should be made to Realauction.com LLC, 861 SW 78th Avenue, Suite 102, Plantation, FL 33324 for an amount not to exceed \$15.00 per property for all properties that are sold at the annual tax sale; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for online tax sale hosting service be awarded to Realauction.com LLC, 861 SW 78th Avenue, Suite 102, Plantation, FL 33324 on the basis of their response to the request for proposal for \$15.00 per property for all properties that are sold at the annual tax sale.

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and the Township Clerk are authorized and directed to sign the same; and

BE IT FURTHER RESOLVED that the required certification of availability of funds C24-0123 in the amount of \$30,000.00 from account numbers 4-01-20-130-130-256 and 4-01-20-145-145-256 has been obtained from the Chief Financial Officer.

Adopted
Absent: Evans, Dr. Frederic

Cox – Hudley 21. Qualify Six (6) Engineering Firms Pursuant to a Fair and Open Process for Engineering Services - ARH Associates, Greenman-Pedersen Inc., Harbor Consultants, Suburban Consulting Engineers, E2 Project Management LLC, Pennoni Associates Inc.

RESOLUTION QUALIFYING ENGINEERING FIRMS PURSUANT TO A FAIR AND OPEN PROCESS FOR ENGINEERING SERVICES

WHEREAS, the Request for Qualifications for professional Engineering services was publicly advertised in the New Jersey Star Ledger on August 31, 2024 with a deadline for qualifications to be submitted on September 17, 2024; and

WHEREAS, six qualifications were received and publicly opened by the Municipal Clerk and the Purchasing Agent; and

WHEREAS, said qualifications were referred to the Township Engineer; and

WHEREAS, the Township Engineer has recommended that the vendors below be added to the list of qualified vendors for Engineering Consulting Service for one year; and

ARH Associates
2 Broad Street, Bloomfield, NJ 07003

Greenman-Pedersen Inc.,

301 Gibraltar Drive, Suite, Morris
Plain NJ 07950

Harbor Consultants

320 North Ave East, Cranford, NJ
07016

Suburban Consulting Engineers

96 US Highway 206, Suite 101,
Flanders, NJ 07836

E2 Project Management LLC

87 Hibernia Ave, Rockaway, NJ 07866

Pennoni Associates Inc.,

1900 Market Street, suite 300,
Philadelphia, PA 19103

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON:

1. Township Engineer will solicit sealed quotes from the above vendors for each project and submit a resolution to the Municipal Council for all projects before retaining their services to determined prices.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The above vendors are qualified for one year from November 01, 2024, until October 31, 2025

Adopted

Absent: Evans, Dr. Frederic

Cox – Hudley

22. Authorize Fair and Open Professional Service Contracts for Licensed Site Remediation Professionals (LSRP) - Suburban Consulting Engineers, ARH Associates, Pennoni Associates Inc., E2 Project Management LLC, D&B Engineers and Architects of NJ

**RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE
CONTRACTS FOR LICENSED SITE REMEDIATION PROFESSIONALS (LSRP)**

WHEREAS, the Request for Proposals for Licensed Site Remediation Professional (LSRP) services was publicly advertised in the New Jersey Star Ledger on August 31, 2024 with a deadline for qualifications to be submitted on September 17, 2024; and

WHEREAS, five qualifications were received and publicly opened by the Purchasing Agent and Municipal Clerk; and

WHEREAS, said qualifications were referred to the Township Engineer; and

WHEREAS, the Township Engineer has recommended award of contracts to the following firms, based on their project history and credentials:

Suburban Consulting Engineers

96 US Highway 206, Suite 101, Flanders,
NJ 07836

ARH Associates

215 Bellevue Ave, PO Box 579,
Hammonton, NJ 08037

Pennoni Associates Inc.,
1900 Market Street, suite 300, Philadelphia, PA 19103

E2 Project Management LLC
87 Hibernia Ave, Rockaway, NJ 07866

D&B Engineers and Architects of NJ
220 Davison Ave, Somerset, NJ 08873

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that contracts for Licensed Site Remediation Professional (LSRP) services be awarded to the aforementioned vendors and the Township Engineer will solicit quotes from the above vendors for each project and submit a resolution to the Municipal Council for all projects before retaining their services to determined prices.

BE IT FURTHER RESOLVED that appointment is for one year starting on November 01, 2024 and ending on October 31, 2025; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT RESOLVED that the required Certification of Availability of Funds will be obtained from the Chief Financial Officer when quotes are submitted to the Municipal Council for each individual project.

Adopted
Absent: Evans, Dr. Frederic

Cox – Hudley 23. Qualify Traffic Engineering Firms Pursuant to a Fair and Open Process for Traffic Engineering Services - Pennoni Associates Inc.

RESOLUTION QUALIFYING TRAFFIC ENGINEERING FIRMS PURSUANT TO A FAIR AND OPEN PROCESS FOR TRAFFIC ENGINEERING SERVICES

WHEREAS, the Request for Qualifications for professional Traffic Engineering services was publicly advertised in the New Jersey Star Ledger on August 31, 2024 with a deadline for qualifications to be submitted on September 17, 2024; and

WHEREAS, one qualification was received and publicly opened by the Municipal Clerk and the Purchasing Agent; and

WHEREAS, said qualifications were referred to the Township Engineer; and

WHEREAS, the Township Engineer has recommended that the vendors below be added to the list of qualified vendors for Traffic Engineering Consulting Service for one year; and

Pennoni Associates Inc.,
1900 Market Street, suite 300, Philadelphia, PA 19103

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON

1. Township Engineer will solicit sealed quotes from the above vendors for each project and submit a resolution to the Municipal Council for all projects before retaining their services to determined prices.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The above vendors are qualified for one year from November 01, 2024, until October 31, 2025

Adopted
Absent: Evans, Dr. Frederic

Cox – Beasley 24. Authorize Fair and Open Professional Service Contract for Environmental Consultants - Traid Associates - \$30,000.00

RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR ENVIRONMENTAL CONSULTANTS

WHEREAS, the Request for Proposals for professional Environmental Consultants was publicly advertised in the New Jersey Star Ledger on August 21, 2024; and

WHEREAS, one qualification was received and publicly opened by the Purchasing Agent and Municipal Clerk; and

WHEREAS, said qualification was referred to the Community Development and Planning; and

WHEREAS, the Community Development and Planning Director has recommended award should be made to the following firm:

Traid Associates
1301 W Forest Grove Road, Suite 3A, Vineland, NJ 08360

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Environmental Consultants be awarded to Traid Associates of 1301 W Forest Grove Road, Suite 3A, Vineland, NJ 08360 on the basis of their response to the request for proposal selection criteria and qualifications, for an annual amount of \$30,000.00. The provider will be paid \$165.00 per hour or \$500.00 to \$9500.00 per ERR for one year starting on October 15, 2024, until October 16, 2025; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT RESOLVED that the required certification of availability of funds C24-0117 in the amount of \$30,000.00 from account number T-21-41-850-23F-801 has been obtained from the Chief Financial Officer.

Adopted
Absent: Evans, Dr. Frederic

Cox – Beasley 25. Qualify Certified and Licensed Contractors To Rehabilitate Residential Properties
- Enviro Science Solution LLC, Maharaj General Contracting, Optimum
Environmental Solutions, Noor Star Properties LLC, Absolute JM Services LLC

**RESOLUTION QUALIFYING CERTIFIED AND LICENSED CONTRACTORS TO
REHABILITATE RESIDENTIAL PROPERTIES**

WHEREAS, the Request for Qualifications for certified and licensed contractors to rehabilitate residential properties was publicly advertised in the New Jersey Star Ledger on August 21, 2024 with a deadline for qualifications to be submitted on September 11, 2024; and

WHEREAS, seven qualifications were received and publicly opened by the Township Clerk and the Purchasing Agent; and

WHEREAS, two qualifications submitted by BGI Resources International Corp and Total Abatement & Construction LLC were deemed nonresponsive as vendor paperwork is incomplete; and

WHEREAS, said qualifications were referred to the Director of Economic Development; and

WHEREAS, the Economic Development Director has recommended that a list be created for this service for one year with the following firm(s):-

Enviro Science Solution LLC
28 North day Street, Orange, NJ 07050

Maharaj General Contracting
11 Quail run, Warren NJ 07059

Noor Star Properties LLC
1 Gateway Center, Suite 2600, Newark, NJ 07102

Optimum Environmental Solutions LLC
80 Mill road, Irvington, NJ 07111

Absolute JM Services LLC
144 Elm Street, Unit 6, Orange, NJ 07050

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the above five vendors are qualified for the services of rehabilitation contractor service for residential properties and the Economic Development Director will prepare separate resolutions with quotes from all vendors for each project and the lowest quoters will be assigned the project

BE IT FURTHER RESOLVED, that this qualification is for one year starting on October 15, 2024 until October 16, 2025; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and Township Clerk are authorized and directed to sign the same; and

Adopted
Absent: Evans, Dr. Frederic

Beasley – Hudley 26. Qualify Certified and Licensed Lead Contractors to Remediate Lead Hazardous Residential Properties - Enviro Science Solution LLC, Optimum Environmental Solutions LLC, Absolute JM Service LLC, Maharaj General Contracting, Sunik Chillar/All Lead NJ

RESOLUTION QUALIFYING CERTIFIED AND LICENSED LEAD CONTRACTORS TO REMEDIATE LEAD HAZARDOUS RESIDENTIAL PROPERTIES

WHEREAS, the Request for Qualifications for certified and licensed lead contractors to remediate lead hazardous residential properties was publicly advertised in the New Jersey Star Ledger on August 21, 2024 with a deadline for qualifications to be submitted on September 11, 2024; and

WHEREAS, seven qualifications were received and publicly opened by the Township Clerk and the Purchasing Agent; and

WHEREAS, two qualifications submitted by BGI Resources International Corp and Total Abatement & Construction LLC were deemed nonresponsive as vendor paperwork is incomplete; and

WHEREAS, said qualifications were referred to the Director of Economic Development; and

WHEREAS, the Economic Development Director has recommended that a list be created for this service for one year with the following firm(s):-

Enviro Science Solution LLC
28 North day Street, Orange, NJ 07050

Optimum Environmental Solutions LLC
80 Mill Road, Irvington, NJ 07111

Absolute JM Service LLC
144 Elm Street, Unit 6, Orange, NJ 07050

Maharaj General Contracting
11 Quail run, Warren NJ 07059

Sunik Chillar/All Lead NJ
157A First street, Suite 341, Jersey City NJ 07302

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the above vendors are qualified for the services of certified and licensed lead contractor

service and the Economic Development Director will prepare separate resolutions with quotes from all vendors for each project and the lowest quoters will be assigned the project; and

BE IT FURTHER RESOLVED, that this qualification is for one year starting on October 15, 2024 until October 16, 2025; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and Township Clerk are authorized and directed to sign the same; and

Adopted

Absent: Evans, Dr. Frederic

Cox – Vick 27. Authorize a Lien Against the Properties for the Cost of Removal and/or Abatement From the Properties Such as But Not Limited to Brush, Weeds, Broken Glass, Stumps, Roots, Obnoxious Growths, Filth, Garbage, Trash, Litter, Refuse and Debris - 134 Lincoln Place, 97 Ellis Avenue, 447 Coit Street, 30 Stewart Avenue, 4 Bruen Avenue, 632 Grove Street

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, NJ

RESOLUTION AUTHORIZING A LIEN AGAINST THE PROPERTIES LISTED HEREIN FOR THE COST OF REMOVAL AND/OR ABATEMENT FROM THE PROPERTIES SUCH AS BUT NOT LIMITED TO BRUSH, WEEDS, BROKEN GLASS, STUMPS, ROOTS, OBNOUIOUS GROWTHS, FILTH, GARBAGE, TRASH, LITTER, REFUSE AND DEBRIS IN ACCORDANCE WITH N.J.S.A. 48-2.14 AND IRVINGTON CODE SECTION 460-9A

WHEREAS, N.J.S.A. 40:48 -2.14 and the Township of Irvington Code 460-9A authorizes the township by ordinance and under the direction of an officer or code enforcement officer of the municipality to require the owners of properties located within Irvington Township to remove from their premises and/or destroy brush, weeds, broken glass, stumps, roots, obnoxious growths, filth, garbage, trash, litter, refuse, debris, etc within an allotted amount of days after being notified of removal by certified mail; and

WHEREAS, N.J.S.A. 40:48 -2.14 and the Township of Irvington Code 460-9A states if owners fail to remove from their properties and/or destroy brush, weeds, broken glass, stumps, roots, obnoxious growths, filth, garbage, trash, litter, refuse, debris, etc within an allotted amount of days after being notified by certified mail, the township will remedy the condition and bill the owner for services rendered. If the bill and/or charges are not paid within the allotted amount of days, the governing body may place a lien against the said property; and

WHEREAS, this lien may be enforced in the same manner as taxes; and

WHEREAS, the owners listed herein after receiving the billing invoice failed to remove from their properties and/or destroy brush, weeds, broken glass, stumps, roots, obnoxious growths, filth, garbage, trash, litter, refuse, debris, etc within the allotted time given; and

WHEREAS, As a result, The Department of Public Works (DPW) has removed the brush, weeds, broken glass, stumps, roots, obnoxious growths, filth, garbage, trash, litter, refuse, debris, etc and sent the owners a bill/invoice for services rendered; and

WHEREAS, DPW has certified the cost of removal and request the said sum be added to and became part of the taxes assessed against said lands and premises.

NOW THEREFORE, BE IT RESOLVED BY THE MUNIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON THAT:

1. The Tax Collector of the Township of Irvington charge and collect the cost against said premises as shown herein as a lien in the nature of taxes:

Address	Block	Lot	Date	Amount
134 Lincoln Place	287	8	07/12/2023	\$1,925.30
97 Ellis Ave	207	34	08/29/2023	\$8,788.95
447 Coit Street	191.01	3	01/25/2023	\$19,871.20
30 Stewart Ave	314	9	10/11/2023	\$1,893.95
4 Bruen Ave	209	19	05/15/2024	\$7,209.40
632 Grove Street	149	15	04/18/2024	\$3,335

Adopted
Absent: Evans, Dr. Frederic

Vick – Hudley 28. Establish Handicapped Parking Spaces in Front of 26 Norwood Avenue and 195 21st Street

WHEREAS, N.J.S.A. 39:4-197.5 provides that a Municipality may by resolution provide for restricted parking space(s) in front of residence(s) for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to N.J.S.A. 39:4-206; and

WHEREAS, request(s) have been made for restricted parking space(s) in front of **26 NORWOOD AVENUE, 195 21ST STREET**:

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a parking space restricted for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to N.J.S.A. 39:4-206, be established in front of **26 NORWOOD AVENUE, 195 21ST STREET** and

BE IT FURTHER RESOLVED that the Department of Public Works is directed to place signs designating said handicapped parking spaces.

Adopted
Absent: Evans, Dr. Frederic

~~29. Resolution of Sorrow – Rev. Dr. Jacques Andre Stanislas Raymond Maurice~~
(Frederic – Hudley) **[REMOVED TO BE VOTED AT THE OCTOBER 28, 2024 MUNICIPAL COUNCIL MEETING]**

Resolution of Sorrow
Rev. Dr. Jacques Andre Stanislas Raymond Maurice

WHEREAS, the Municipal Council of the Township of Irvington wishes to express their deepest sorrow on the passing of Rev. Dr. Jacques Andre Stanislas Raymond Maurice; and

WHEREAS, Rev. Dr. Jacques Andre Stanislas Raymond Maurice, was a beloved husband, father, pastor, and educator. Born on February 19, 1927, in Haiti to Therese Lettelier and Bazile Massena, Raymond was one of six siblings, preceded in death by his sisters Raymonde, Germaine, Denise Massena, and brothers Luders and Jan Massena. He is survived by his sister FiFi Massena Etienne who resides in Queens, NY; and

WHEREAS, from an early age, Raymond demonstrated a profound intellectual curiosity and natural aptitude for critical thinking, attention to detail, and communication. These qualities guided him toward a career as an electrician. He pursued his education at Les Frères Théâtre (Jean Marie Guilloux) and Lycée Alexandre Pétion in Haiti, where he consistently excelled, graduating at the top of his class. Raymond's professional journey began at Peligre, followed by work at La Sedren, a gold mining company in Gonaives, Haiti; and

WHEREAS, in 1954, Raymond met the love of his life Paula Marie Theus. In 1955, they were united in holy matrimony. Their union was blessed with ten children Marlene, Marc, John, Eli, Mireille and Leon, Rachel and Esther and two who preceded in death Raymonde and Paulette; and

WHEREAS, in July 1964, Dr. Maurice left Haiti for the Bahamas, where his brother Jan Massena, then the country's vice consul, offered him the opportunity for a better life. His wife Paula Maurice, later joined him. After a year, Dr Maurice and Paula moved to Miami, Florida, where he continued to work diligently to support his family. It was then he began the process of bringing his family to the United States. During this time, in June 1964, his spiritual journey deepened when the Lord found him. Guided by Pastor Duthene Joseph he accepted Jesus Christ as his personal savior, a decision that would shape the rest of his life; and

WHEREAS, in 1967, when he arrived to the United States and was baptized at Saint Paul's Baptist Church in Montclair, NJ. By 1968, they had settled in Montclair, NJ, and later moved to East Orange, NJ, in 1974; and

WHEREAS, Dr. Raymond's devotion to his faith was as steadfast as his commitment to his family. He began pastoring in 1968. His faith and vision inspired him to found the first Haitian Baptist Church named The Temple of Unified Christians (TUC) under a tree with only his family as the first congregation in Edgemont Park, Montclair, NJ; and

WHEREAS, he later secured 29 Woodland Avenue in Montclair where many of our late and current pastors in the New York and New Jersey area were original members. He dedicated his life to serving others, both spiritually and through his community efforts; and

WHEREAS, through his passion for spreading the word of Christ, he established 17 additional TUC churches across Haiti, including in Bainet, Leogane, Gonaives, Bar Canaan, and Croix Des Bouquets, with the support of the New Jersey chapter; and

WHEREAS, Rev. Dr. Raymond Maurice was known for being a scholar, a writer, an excellent communicator and for being extremely disciplined with time and in which everything he was engaged; and

WHEREAS, in addition to his pastoral work, Raymond understood the transformative power of education. He returned to school, earning a Bachelor's Degree in Religious Education from Bloomfield College in 1980. His dedication to learning culminated on June 1, 1997, when he obtained his Doctorate of Religious Studies from Lighthouse Christian College in Beene, Arkansas, becoming Dr. Rev. Raymond Maurice; and

WHEREAS, Raymond worked at Westinghouse Electric for several years to provide for his growing family, while continuing his ministry work. He worked at Westinghouse an electrical engineer in Bloomfield NJ and then Walner Chilcott in Morris Plains, NJ for several years; and

WHEREAS, Dr. Rev. Raymond Maurice leaves behind a legacy of love, faith, and unwavering dedication. He is survived by his devoted wife, Paula Maurice, his children, Marlene, Marc, John, Eli, Mireille, Leon, Rachel, and Esther, as well as his extended family, including the Booth, Falaise, Theus, Clerveaux, Tyson, Tadegrin, Polynice, Brown, Jones, Sermon and Massena families; and

WHEREAS, Dr. Rev. Raymond Maurice Raymond will be remembered for his tireless devotion to his faith, his pursuit of knowledge, and his boundless love for his family and community. His legacy will continue to shine brightly in the hearts of all who knew and loved him:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the passing of Rev. Dr. Jacques Andre Stanislas Raymond Maurice and extends our most sincerest condolences to his family and friends during this period of bereavement; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Rev. Dr. Jacques Andre Stanislas Raymond Maurice.

Brown – Hudley 30. Authorize Extension for Printing and Marketing Contract - Stuyvesant Press for an Amount Not to Exceed \$220,000.00

CONTRACT EXTENSION FOR PRINTING AND MARKETING CONTRACT

WHEREAS, resolution number DA 22-1011-32 authorized a contract for Printing and Marketing services which expires on November 22, 2024; and

WHEREAS, the original specifications included language that allowed for the extension up to a one year contract at the existing terms and conditions if mutually accepted to the vendor and Township; and

WHEREAS, the Township would like to extend this service contract for one year; and

WHEREAS, the vendor has agreed to extend the existing agreement for one year; and

NOW, BE IT HEREBY RESOLVED by the Township of Irvington, Essex County, New Jersey that the following contract be extended for one year, starting on November 23, 2024, until November 24, 2025 with Stuyvesant Press of 119 Coit Street, Irvington, NJ 07111 for an amount not to exceed \$220,000.00; and

BE IT FUTHER RESLOVED, that the required certification of availability of funds C24-0130 in the amount of \$2,000.00 from account number 4-01-20-110-110-299 has been obtained from the Chief Financial

Officer and the remaining balance of \$218,000.00 will be certified upon the adoption of the 2024-2025 budget; and

BE IT FURTHER RESOLVED that the Township Attorney is directed to prepare the appropriate contracts and the Mayor and the Township Clerk be and the same are hereby authorized to execute said contract with the above listed company.

Adopted
Absent: Evans, Dr. Frederic

Brown – Hudley 31. Resolution Authorizing the Execution of a Settlement Agreement between the Township of Irvington, 21st Street Homes LLC and FIG as Custodian for FIG NJ19 LLC in Connection with the Properties Designated on the Official Tax Map of the Township of Irvington as Block 163, Lots 2.01, 2.02, 9, 10, 11, 12 and 13 and Block 162, Lots 35.01, 35.02, 35.03 on 21st Street

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT BETWEEN THE TOWNSHIP OF IRVINGTON, 21ST STREET HOMES LLC AND FIG AS CUSTODIAN FOR FIG NJ19 LLC IN CONNECTION WITH THE PROPERTIES DESIGNATED ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF IRVINGTON AS BLOCK 163, LOTS 2.01, 2.02, 9, 10, 11, 12 AND 13 AND BLOCK 162, LOTS 35.01, 35.02, 35.03 ON 21ST STREET, IRVINGTON, NEW JERSEY

WHEREAS, 21ST Street Homes LLC (the “**Developer**”) is the fee simple owner of ten (10) properties within the Township of Irvington (the “**Township**”) designated on the official tax map of the Township as Block 163, Lots 9, 10, 11, 12, and 13; Block 162, Lots 35.01, 35.02, and 35.03; and Block 163, Lots 2.01 and 2.02 (hereinafter collectively referred to as the “**Properties**”); and

WHEREAS, pursuant to 24 C.F.R. § 92, on July 9, 2013, the Township adopted Resolution No. OCDP13-0709-16, awarding Episcopal Community Development, Inc., a community housing development organization, federal funding from the U.S. Department of Housing and Urban Development (“**HUD**”), HOME CHDO Program in the amount of \$500,000.00 to construct ten (10) affordable two-family homes on the Properties (hereinafter “**HOME CHDO Funds**”); and

WHEREAS, in addition to the receipt of the HOME CHDO Funds, the Township agreed to assess the property taxes of the Properties in accordance with 24 C.F.R. § 92 to support the deed restricted affordability controls on same; and

WHEREAS, pursuant to 24 C.F.R. § 92.300(a), Episcopal Community Development, Inc., entered into a partnership with Fast Construction LLC and formed the Developer, 21st Street Homes LLC, to own and develop the Properties and use the HOME CHDO Funds to construct the ten (10) affordable two-family dwellings on same; and

WHEREAS, the Township placed deed restrictions on the Properties for the Developer to construct affordable two-family dwellings on same with rents restricted by HUD; and

WHEREAS, the Township released \$90,000.00 from the HOME CHDO Funds to the Developer on April 22, 2014; and

WHEREAS, between 2015 and 2020, the Developer constructed nine (9) affordable two-family dwellings on the Properties; and

WHEREAS, the Township never released the remaining \$490,000.00 from the HOME CHDO Funds to the Developer; and

WHEREAS, furthermore, the Township assessed the Land and Improvement taxes on the Properties as if the Developer constructed market-rate rental units rather than affordable-rate units; and

WHEREAS, due to the affordability controls on the Properties, the Developer was unable to sustain the Properties' real estate taxes, assessed as if market-rate housing was constructed on same, and various tax liens were purchased on some of the Properties by third parties; and

WHEREAS, on October 14, 2020, US Bank, Custodian for PC7, LLC Firsttrust Bank (hereinafter “**US Bank**”) filed a tax lien foreclosure action against the Developer and the Township under docket SWC-F-8709-20 to foreclose on 449 21st Street and 453 21st Street, Block 162, Lots 35.02, and 35.03; and 454 21st Street and 458 21st Street, Block 163, Lots 2.01 and 2.02; and

WHEREAS, on January 27, 2021, the Developer filed a Contested Answer with cross claims against the Township; and

WHEREAS, the Township agreed to resolve any outstanding liens held by US Bank and a stipulation of dismissal with prejudice was filed on September 29, 2023; and

WHEREAS, after the stipulation of dismissal was filed on September 29, 2023, the matter was transferred to the Superior Court of New Jersey, General Equity Division under docket number ESX-C-174-23 for the Developer's pending cross claims against the Township (the “**Chancery Action**”); and

WHEREAS, on September 24, 2024, FIG as Custodian for FIG NJ19, LLC filed a tax lien foreclosure action against the Developer and the Township under docket SWC-F-9128-24 to foreclose on 445 21st Street, Block 162, Lot 35.01 (the “**Foreclosure Action**”), which is currently pending the Superior Court; and

WHEREAS, the Township believes that it is in the best interest of the Township and its residents to simultaneously resolve the Chancery Action and the Foreclosure Action with the execution of a Settlement Agreement in a form substantially consistent with the one attached hereto as “Exhibit A”, which sets forth all the terms and conditions agreed to by the parties.

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Irvington, County of Essex, New Jersey, as follows:

Section 1. Generally. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. Execution of Settlement Agreement Authorized.

(a) The Mayor and Township Business Administrator are hereby authorized to execute a Settlement Agreement, in a form substantially consistent with the Settlement Agreement attached hereto as Exhibit A, subject to modification or revision deemed necessary or desirable in consultation with counsel, and to take all other necessary or appropriate action to effectuate such Settlement Agreement.

(b) The Municipal Clerk is hereby authorized and directed, upon the execution of the Settlement Agreement, to attest to the signature of the Mayor and the Township Business Administrator upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

(c) Upon the execution and attestation of the Settlement Agreement, the Mayor, the Township Business Administrator, the Township Tax Collector and the Township Tax Assessor upon consultation with counsel to the Township, is hereby further authorized to take any and all actions, and execute and deliver such other documents, certificates and instruments necessary, desirable or convenient to effectuate the terms of the Settlement Agreement.

Section 3. Severability. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

Section 4. Availability of the Resolution. A copy of this resolution shall be available for public inspection at the office of the Municipal Clerk.

Section 5. Effective Date. This resolution shall take effect immediately.

EXHIBIT A

Form of Settlement Agreement

Adopted
Absent: Evans, Dr. Frederic

ALCOHOLIC BEVERAGE CONTROL BOARD OCTOBER 15, 2024

1. Chairman Cox calls the Meeting to Order

Roll Call

2. New Business

Cox – Beasley A. Authorize Place-to-Place Transfer (Expansion of Premises) of Plenary Retail Consumption License - Nuevo Centenario Inc., 1180 Springfield Avenue

WHEREAS, an application has been filed for a place-to-place transfer (expansion of Premises) of Plenary Retail Consumption License Number 0709-33-062-008, Nuevo Centenario, for purposes of expanding the premises under the license wherein the sale, service, and storage of alcoholic beverages are authorized; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council, acting as the Alcoholic Beverage Control Board of the Township of Irvington, New Jersey, does hereby approve, effective **October 15, 2024**, the expansion of the aforesaid Plenary Consumption licensed premises located at 1180 Springfield Avenue, Irvington, New Jersey, to place under license the area delineated in the application form and the sketch of the licensed premises.

Adopted
Absent: Evans, Dr. Frederic

3. Adjournment

12. MISCELLANEOUS

A. General Hearing of Citizens and Council Members limited to three minutes per person (MUST SIGN UP IN ADVANCE OF MEETING)

Elouise McDaniel, 214 Nesbit Terrace
Robert Shaw, 57 Coit Street
Doris Sherril, 35 Augusta Street
Samuel Cherilus, 90 40th Street
Gloria Mills, 28 Grace Street
Bridget Anthony, 477 Grove Street

Council Member Brown, Council Member Dr. Hudley and Council Member Vick thanked the participants for attending the meeting. Council Member Cox thanked the attendees and advised their concerns were also brought up at the 6:30 PM Residents' Meeting and the Directors will follow up. Council President Beasley addressed the concerns raised by the above referenced citizens and advised Ms. McDaniel that Business Administrator Malik will respond to her concerns in writing as requested. Council President Beasley provided closing remarks and shared upcoming events being held in the Township of Irvington.

13. ADJOURNMENT (*Roll Call)

There being no further business, the meeting adjourned at 8:08 P.M.

Jamillah Z. Beasley, Council President

Shawna M. Supel, Municipal Clerk